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14 **UNITED STATES DISTRICT COURT**
15 **NORTHERN DISTRICT OF CALIFORNIA**

16 SUGAR WORKERS UNION LOCAL NO. 1,)	Case No. C-07-3280-JSW
)	
17 Plaintiff,)	STIPULATION AND [PROPOSED]
)	ORDER CONTINUING THE CASE
18 v.)	MANAGEMENT CONFERENCE
)	
19 C & H SUGAR COMPANY,)	
)	
20 Defendant.)	

21 Plaintiff Sugar Workers Union Local No. 1 ("Union") and defendant C & H Sugar
22 Company ("C&H") (Union and C&H as the "Parties"), through their respective counsel,
23 respectfully submit the following stipulation and request:

24 1. The Parties request that this Court continue the initial Case Management
25 Conference presently scheduled for December 7, 2007 and continue the deadline to submit the
26 Joint Case Management Statement currently due by November 30, 2007. The parties propose the
27 Case Management Conference be continued until February 8, 2008 and the Joint Case
28 Management Statement be due by February 1, 2008. The continuance is requested because the

1 parties recently reached a tentative settlement of this case. Without any admission of liability by
 2 either side, the parties have agreed to select an arbitrator for the grievance at issue in this matter.
 3 The parties reserve the right to raise all defenses during the arbitration and will leave it to the
 4 arbitrator to determine whether bifurcation is warranted and, if so, whether he or she will hear
 5 both procedural and substantive issues. Plaintiff has informed Defendant that they will dismiss
 6 this case without prejudice once the parties have actually selected an arbitrator for the case. The
 7 parties have obtained an arbitration panel list and are in the process of selecting an arbitrator
 8 from the list.

9 2. Good cause exists to grant the continuance because it would save the Parties and
 10 the Court resources and time if the Parties can resolve this matter informally.

11 DATED: December 3, 2007

**MASTAGNI, HOLSTEDT, AMICK,
 MILLER, JOHNSEN & UHRHAMMER**

By /s/ Will M. Yamada
 WILL M. YAMADA
 Attorneys for Petitioner

16 DATED: December 3, 2007

SEYFARTH SHAW LLP

By /s/ Sharon Ongerth Rossi
 DANIEL NEWLAND
 Sharon Ongerth Rossi
 Attorneys for Defendant C&H
 SUGAR COMPANY, INC.

22 ~~[PROPOSED]~~ ORDER

23 The Stipulation and [Proposed] Order Continuing the Case Management Conference and
 24 submission of the Joint Case Management Report, Is Hereby Adopted by the Court for the Case
 25 and the Parties Are Ordered to Comply with this Order.
 26

27 Dated: December 4, 2007

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 HON. JEFFREY S. WHITE